

DECLARATION

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: CRYOTHERAPY PROBE the specification of which was filed on January 14, 2004 as Application No. 10/757,768.

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Country	Application No.	Date of Filing	Priority Claimed Under 35 USC 119

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

Application No.	Filing Date
60/440,541	January 15, 2003

I claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date of Filing	Status

Full Name of Inventor 1:	Last Name: LITTRUP	First Name: PETER	Middle Name or Initial: J.	
Residence & Citizenship:	City: Bloomfield Hills	State/Foreign Country: Michigan	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 951 Timberlake	City: Bloomfield Hills	State/Country: Michigan	Postal Code: 48302
Full Name of Inventor 2:	Last Name: BABKIN	First Name: ALEXEI	Middle Name or Initial: V.	
Residence & Citizenship:	City: Albuquerque	State/Foreign Country: New Mexico	Country of Citizenship: Russian Federation	
Post Office Address:	Post Office Address: 9923 Osuna Rd. NE	City: Albuquerque	State/Country: New Mexico	Postal Code: 87111

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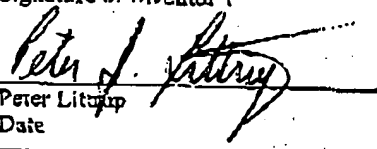
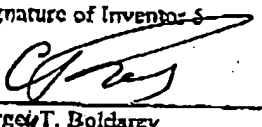
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Attorney Docket No.: 040090-000110US

Full Name of Inventor 3:	Last Name: DUNCAN	First Name: ROBERT	Middle Name or Initial:	
Residence & Citizenship:	City: Tijeras	State/Foreign Country: New Mexico	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 130 Tahlazon Road P.O. Box 1507	City: Tijeras	State/Country: New Mexico	Postal Code: 87059
Full Name of Inventor 4:	Last Name: KERKAR	First Name: PRAMOD	Middle Name or Initial:	
Residence & Citizenship:	City: Bloomfield Hills	State/Foreign Country: Michigan	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 860 Hidden Pine Road	City: Bloomfield Hills	State/Country: Michigan	Postal Code: 48304
Full Name of Inventor 5:	Last Name: BOLDAREV	First Name: SERGEY	Middle Name or Initial: T.	
Residence & Citizenship:	City: Moscow	State/Foreign Country: Russian Federation	Country of Citizenship: Russian Federation	
Post Office Address:	Post Office Address: 5, 9th Parkovaya Street, Apt. 90	City: Moscow	State/Country: Russian Federation	Postal Code: 105554 105043

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  Peter Litvup Date	Signature of Inventor 2 Alexei V. Babkin Date	Signature of Inventor 3 Robert Duncan Date
Signature of Inventor 4 Pramod Kerkar Date	Signature of Inventor 5  Sergey T. Boldarev Date 06/14/04	

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60/440,541	January 15, 2003

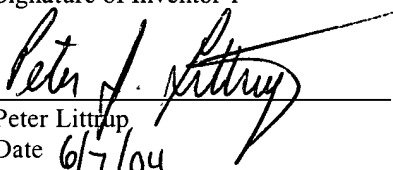
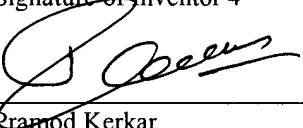
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Residence & Citizenship:	City: Albuquerque	State/Foreign Country: New Mexico	Country of Citizenship: Russian Federation	
Post Office Address:	Post Office Address: 9923 Osuna Rd. NE	City: Albuquerque	State/Country: New Mexico	Postal Code: 87111

Full Name of Inventor 3:	Last Name: DUNCAN	First Name: ROBERT	Middle Name or Initial:	
Residence & Citizenship:	City: Tijeras	State/Foreign Country: New Mexico	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 130 Tablazon Road P.O. Box 1507	City: Tijeras	State/Country: New Mexico	Postal Code: 87059
Full Name of Inventor 4:	Last Name: KERKAR	First Name: PRAMOD	Middle Name or Initial:	
Residence & Citizenship:	City: Bloomfield Hills	State/Foreign Country: Michigan	Country of Citizenship: United States	
Post Office Address:	Post Office Address: 860 Hidden Pine Road	City: Bloomfield Hills	State/Country: Michigan	Postal Code: 48304
Full Name of Inventor 5:	Last Name: BOLDAREV	First Name: SERGEI	Middle Name or Initial: T.	
Residence & Citizenship:	City: Moscow	State/Foreign Country: Russian Federation	Country of Citizenship: Russian Federation	
Post Office Address:	Post Office Address: 5, 9th Parkovaya Street, Apt. 90	City: Moscow	State/Country: Russian Federation	Postal Code: 105554

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  Peter Littrup Date <u>6/7/04</u>	Signature of Inventor 2 _____ Alexei V. Babkin Date _____	Signature of Inventor 3 _____ Robert Duncan Date _____
Signature of Inventor 4  Pramod Kerkar Date <u>6-15-04</u>	Signature of Inventor 5 _____ Sergei T. Boldarev Date _____	

Mail documents to be recorded with required cover sheet information to:
Mail Stop Assignment Recordation Services
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

60244427 v1

Attorney Docket No. 040090-000110US

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Peter Littrup et al.Application No./Patent No.: 10/757,768Filed/Issue Date: January 14, 2004Entitled: CRYOTHERAPY PROBEMediPhysics LLP, a partnership

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____%

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To : _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To : _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To : _____

The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

6/7/04

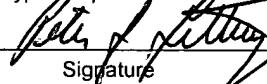
Date

248-736-4177

Telephone number

Peter Littrup

Typed or printed name



Signature

Chairman and Chief Medical Officer

Title